

APPEAL

**U.S. District Court
District of Rhode Island (Providence)
CIVIL DOCKET FOR CASE #: 1:21-cv-00272-MSM-LDA**

Department of Children, Youth and Families v. Vilbon
Assigned to: District Judge Mary S. McElroy
Referred to: Magistrate Judge Lincoln D. Almond
Case in other court: State of Rhode Island Family Court,
PJ20-002943
Cause: 28:1441 Notice of Removal – Civil Rights

Date Filed: 06/24/2021
Date Terminated: 08/18/2021
Jury Demand: None
Nature of Suit: 530 Habeas Corpus
(General)
Jurisdiction: Federal Question

Plaintiff

**Department of Children, Youth and
Families**

represented by **Alexander B. Terry**
OHHS-DCYF
Office of Legal Counsel
101 Friendship Street
Providence, RI 02903
401-447-5962
Email: alex.terry@dcyf.ri.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Defendant

Carline Vilbon

represented by **Carline Vilbon**
74 Prince Street
Pawtucket, RI 02860
401-654-3470
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| Date Filed | # | Page | Docket Text |
|------------|----------|------|---|
| 06/24/2021 | <u>1</u> | | NOTICE OF REMOVAL from State of Rhode Island Family Court & Supreme Court of RI, case number SU2021-0132A & SU2021-0098A., filed by Carline Vilbon. (Attachments: # <u>1</u> State Court Record, # <u>2</u> Civil Cover Sheet)(McGuire, Vickie) (Entered: 06/24/2021) |
| 06/24/2021 | | | CASE CONDITIONALLY ASSIGNED Related Case Number CV21-267MSM-LDA based upon the indication on the cover sheet that a related case previously was assigned to the presiding judge. The assignment is subject to the presiding judge's determination that the cases, in fact, are related. (McGuire, Vickie) (Entered: 06/24/2021) |
| 06/24/2021 | <u>2</u> | | MOTION for Leave to Proceed in forma pauperis filed by Carline Vilbon. (McGuire, Vickie) (Entered: 06/24/2021) |
| 06/24/2021 | <u>3</u> | | CASE OPENING NOTICE ISSUED (McGuire, Vickie) (Entered: 06/24/2021) |

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| 08/18/2021 | <u>5</u> | ORDER denying <u>1</u> Writ of Habeas Corpus (contained within the Notice of Removal); denied as moot <u>2</u> Motion for Leave to Proceed in forma pauperis; denied as moot <u>4</u> MOTION For Review Pursuant to 28 U.S.C. § 1331. So Ordered by District Judge Mary S. McElroy on 8/18/2021. (Potter, Carrie) (Entered: 08/18/2021) |
| 08/19/2021 | <u>6</u> | NOTICE OF APPEAL by Carline Vilbon as to <u>5</u> Order on Motion for Leave to Proceed in forma pauperis,, Order on Motion for Miscellaneous Relief, NOTICE TO COUNSEL: Counsel should register for a First Circuit CM/ECF Appellate Filer Account at http://pacer.psc.uscourts.gov/cmecf/. Counsel should also review the First Circuit requirements for electronic filing by visiting the CM/ECF Information section at http://www.ca1.uscourts.gov/cmecf Appeal Record due by 8/26/2021. (DaCruz, Kayla) (Entered: 08/19/2021) |
| 08/19/2021 | <u>7</u> | MOTION for Leave to Appeal in forma pauperis filed by Carline Vilbon. (DaCruz, Kayla) (Entered: 08/19/2021) |
| 08/19/2021 | <u>8</u> | NOTICE by Carline Vilbon (DaCruz, Kayla) (Entered: 08/19/2021) |
| 08/20/2021 | <u>9</u> | AFFIDAVIT re <u>7</u> MOTION for Leave to Appeal in forma pauperis by Carline Vilbon. (Attachments: # <u>1</u> Email Re: Filing)(Simoncelli, Michael) (Entered: 08/21/2021) |
| 08/23/2021 | | TEXT ORDER: The Defendants Motion for Leave to Appeal in Forma Pauperis (ECF <u>7</u>) is DENIED as it fails to state the issues on appeal and therefore fails to demonstrate any entitlement to redress. See U.S.C.S. Fed. Rules App. Proc. R.24. So Ordered by District Judge Mary S. McElroy on 8/23/2021. (Potter, Carrie) (Entered: 08/23/2021) |
| 08/23/2021 | <u>10</u> | CLERK'S CERTIFICATE AND APPELLATE COVER SHEET: Abbreviated record on appeal consisting of notice of appeal, order(s) being appealed, and a certified copy of the district court docket report transmitted to the U.S. Court of Appeals for the First Circuit in accordance with 1st Cir. R. 11.0(b). <u>6</u> Notice of Appeal. (Attachments: # <u>1</u> Record on Appeal)(Potter, Carrie) (Entered: 08/23/2021) |
| 08/23/2021 | <u>11</u> | Corrected NOTICE of Appeal by Carline Vilbon re <u>6</u> Notice of Appeal,, (DaCruz, Kayla) (Entered: 08/23/2021) |

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF RHODE ISLAND

Department of Children Youth & Families

Plaintiff

v.

Case No. 21-0272-MSM-LDA

Carline Vilbon

Defendant

AMENDED NOTICE OF APPEAL

Notice is hereby given that Carline Vilbon

Name

the Defendant

Party type

in the above-referenced matter, hereby appeals to the

United States Court of Appeals for the First Circuit from the Court Order

Final judgment or description of order

entered in this action on August 18, 2021

Date of entry

Carline Vilbon

Name

Bar Number

Firm/Agency

74 Prince Street

Address

Pawtucket, RI. 02860

City, State, Zip Code

Respectfully submitted,

Carline Vilbon
Signature

08/23/2021

Date

(401) 654-3470

Telephone Number

Fax Number

vilbonc@yahoo.com

E-mail Address